


cc: P. Mannino
11/25/08

 <p>United States Environmental Protection Agency Washington, DC 20460</p> <p>Interagency Agreement</p> <p>Amendment</p> <p>Part 1 - General Information</p>	1. EPA IAG Identification Number DW-96-94206301 - 3	4. Funding Location by Region EPA R2
	2. Other Agency IAG ID Number 96	5. Program Office Abbreviation Region 2
	3. Type of Action No Cost Amendment	
6. Name and Address of EPA Organization US Environmental Protection Agency Emergency and Remedial Response Division 290 Broadway New York, New York 10007-1866 DUNS: 029128894	7. Name and Address of Other Agency Corps of Engineers-Omaha District E&M CX 1616 Capitol Ave., Suite 9200 Omaha, NE 68102-9200 DUNS: DOD9623AC	
8. Project Title and Description Cornell-Dublier Electronics Superfund Site, OU1, Remedial Action Remedial Action Activities at the Cornell-Dublier, Operable Unit 1, Superfund Site, South Plainfield, New Jersey Major (Amendment Req.); Extend Project and Budget Period end dates from 12/31/2008 to 12/31/2010. Note: Project Officer is changed from Shaheer Alvi to Vince Pitruzzello.		
9. EPA Project Officer (Name, Address, Phone Number) Vince Pitruzzello Emergency and Remedial Response Division 290 Broadway New York, NY 10007-1866 212-637-4354	10. Other Agency Project Officer (Name, Address, Phone Number) Marvene L. Seaman USACE, CEHNC-CX-ES 1616 Capitol Ave., Suite 9200 Omaha, NE 68102-9200 402 697-2425	
11. Project Period 09/30/2005 to 12/31/2010	12. Budget Period 09/30/2005 to 12/31/2010	
13. Scope of Work This amendment extends the project and budget period end dates from 12/31/2008 to 12/31/2010 for the U.S. Army Corps of Engineers-New York District to continue remedial action activities at the Cornell-Dublier Electronics, OU1, Superfund site (EPA ID: NJD981557879). Quality Assurance, Electronic Data Deliverables, Cost Collection Upon Cancellation and Resolution of Disagreement conditions are attached. All other terms and conditions of original agreement and previous amendments remain in effect. Pietro Mannino is the EPA RPM for this project and he can be reached at (212) 637-4395. EPA Grants Specialist for this IAG is John Owen 212-637-3415		
14. Statutory Authority for Both Transfer of Funds and Project Activities CERCLA: Secs. 105(a)(4) & 115; Executive Order 12580 as amended		15. Other Agency Type Federal Agency
Funds	Previous Amount	Amount This Action
16. EPA Amount	\$1,000,000	\$0
17. EPA In-Kind Amount	\$0	\$0
18. Other Agency Amount	\$0	\$0
19. Other Agency In-Kind Amt.	\$0	\$0
20. Total Project Cost	\$1,000,000	\$1,000,000
21. Fiscal		
Site Name	DCN	FY
Approp.	Budget Org.	PRC
Object	Site/Project	Cost Org.
Obligation		

Part II - Approved BudgetEPA IAG Identification Number
DW-96-94206301 - 3**22. Budget Categories**Itemization of
This ActionItemization of Total Project
Estimated Cost to Date

(a) Personnel	\$0	\$44,102
(b) Fringe Benefits		\$24,185
(c) Travel		\$2,000
(d) Equipment		\$0
(e) Supplies		\$0
(f) Procurement / Assistance		\$865,000
(g) Construction		\$0
(h) Other		\$25,727
(i) Total Direct Charges	\$0	\$961,014
(j) Indirect Costs: Rate % Base \$	\$0	\$38,986
(k) Total (EPA Share 100.00 %) (Other Agency Share 0.00 %)	\$0	\$1,000,000

23. Is equipment authorized to be furnished by EPA or leased, purchased, or rented with EPA funds? ☒ No

(Identify all equipment costing \$1,000 or more)

24. Are any of these funds being used on extramural agreements? (See Item 22f.) ☒ Yes

Type of Extramural Agreement

☒ Procurement

Contractor/Recipient Name (if known)	Total Extramural Amount Under This Project	Percent Funded by EPA (if known)
Cape Env.	865000 Total. \$ 865,000.00	100

Part III - Funding Methods and Billing Instructions

25. (Note: EPA Agency Location Code (ALC) - 68010727)

<input checked="" type="checkbox"/> Disbursement Agreement	Request for repayment of actual costs must be itemized on SF 1080 and submitted to the Financial Management Office, Cincinnati, OH 45268-7002:
<input checked="" type="checkbox"/> Repayment	<input checked="" type="checkbox"/> Monthly Only available for use by Federal agencies on working capital fund or with appropriate justification of need for this type of payment method. Unexpended funds at completion of work will be returned to EPA. Quarterly cost reports will be forwarded to the Financial Management Center, EPA, Cincinnati, OH 45268-7002. Used to transfer obligational authority or transfer of function between Federal agencies. Must receive prior approval by the Office of Comptroller, Budget Division, Budget Formulation and Control Branch, EPA Hdqtrs. Forward appropriate reports to the Financial Reports and Analysis Branch, Financial Management Division, PM-226F, EPA, Washington, DC 20460.

26.

Funding Agency's Treasury Symbol 68/20X8145

☒ No-YearOther Agency's IAG Identification Number
96EPA Program Office Allowance Holder/Resp. Center No.
27

Other Agency's Billing Address (include ALC or Station Symbol Number)

Other Agency's Billing Instructions and Frequency

Part IV - Acceptance Conditions

EPA Identification Number

DW-96-94206301 - 3

27. General Conditions

The other agency covenants and agrees that it will expeditiously initiate and complete the project for which funds have been awarded under this agreement.

28. Special Conditions (Attach additional sheets if needed)**Part V - Offer and Acceptance**

Note: 1) For Disbursement actions, the agreement/amendment must be signed by the other agency official in duplicate and one original returned to the Grants Administration Division for Headquarters agreements or to the appropriate EPA Regional IAG administration office within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. The agreement/amendment must be forwarded to the address cited in item 29 after acceptance signature.

Receipt of a written refusal or failure to return the properly executed document within the prescribed time may result in the withdrawal of offer by EPA. Any change to the agreement/amendment by the other agency subsequent to the document being signed by the EPA Action Official, which the Action Official determines to materially alter the agreement/amendment, shall void the agreement/amendment.

2) For Reimbursement actions, the other agency will initiate the action and forward two original agreements/amendments to the appropriate EPA program office for signature. The agreements/amendments will then be forwarded to the appropriate EPA IAG administration office for acceptance signature on behalf of the EPA. One original copy will be returned to the other agency after acceptance.

EPA IAG Administration Office (for administrative assistance)**EPA Program Office (for technical assistance)****29. Organization/Address**

US EPA R2
Grants and Contracts Management Branch
290 Broadway
New York, New York 10007-1866

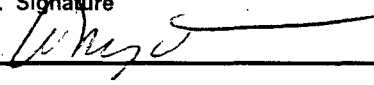
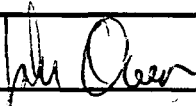

30. Organization/Address

US Environmental Protection Agency
Region 2
Emergency and Remedial Response Division
290 Broadway
New York, NY 10007-1866

Certification

All signers certify that the statements made on this form and all attachments thereto are true, accurate, and complete. Signers acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.

Decision Official on Behalf of the Environment Protection Agency Program Office

31. Signature 	Typed Name and Title Walter E. Mugdan, Director, Emergency and Remedial Response Division	Date 4/3/08
Action on Behalf of the Environment Protection Agency		
32. Signature 	Typed Name and Title John Owen, Grants Management Specialist	Date 11/7/08
Authorizing Official on Behalf of the Other Agency		
33. Signature 	Typed Name and Title Joseph J. Seebode, Deputy District Engineer for Programs and Project Management Division	Date 11/17/08

CONDITIONS

Quality Assurance

When conducting work for Region 2, USACE will perform all QA tasks in accordance with R2 QA policies, guidelines, SOPs etc. as opposed to USACE QA procedures. QA Documents submitted to the EPA (i.e., QMPs and QAPPs prepared in accordance with the UFP guidance) will be reviewed by R2 QA staff prior to being approved by the R2 RPM. The USACE is responsible for reviewing and approving any USACE contractor work for consistency with R2 QA requirements. Any guidance referenced herein will be superseded by updates or new Requirements/Guidance as they become available. All QMPs or QAPPs must be reviewed annually and updated/revised once every five years in accordance with the most recent EPA Requirements and approved by the USACE QA Officer or designee (as approved by EPA) prior to submission to EPA for review and approval. EPA may perform periodic USACE Quality System and/or project-related assessments. The most recent Guidance and Requirements can be found at: <http://www.epa.gov/region02/qa/documents.htm>

Electronic Data Deliverables

When conducting work for Region 2, USACE will provide electronic submittal of sampling and geologic data in accordance with R2 policies, guidelines, and formats. The R2 Electronic Data Deliverable (EDD) is a standardized format for all submittals. The USACE is responsible for reviewing and approving any USACE contractor work for consistency with R2 EDD requirements. The R2 EDD Guidance and Requirements includes instruction manuals and data submission and validation files. The most recent EDD Guidance and Requirements can be found at: <http://www.epa.gov/region02/superfund/medd.htm>

Cost Collection Upon Cancellation

If the Environmental Protection Agency (EPA) cancels the order, the USACE is authorized to collect costs incurred prior to cancellation of the order plus termination costs, up to the total payment amount provided for under the agreement.

Resolution of Disagreement

Should disagreement arise concerning the interpretation of the provisions of this agreement, the dispute shall be resolved pursuant to the Business Rules for Intragovernmental Transactions delineated in the Treasury Financial Manual, Volume 1, Bulletin 2007-03, Section VII, Resolving Intragovernmental Disputes and Major Differences.

If USACE and EPA cannot concur nor conditionally concur regarding any aspect of work associated with EPA and USACE activities under this IAG, such disputes shall be resolved at the lowest level possible within EPA and USACE. In such instances, USACE district or division staff may sequentially elevate the matter to the Commander of the USACE district or division office that is managing the IAG for resolution, and EPA regional or headquarters staff may sequentially elevate the matter to the Director of EPA's Superfund or Waste Management Division within the EPA regional or headquarters office that is managing the IAG for resolution.